

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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WINSTON PEREZ,

:

Petitioner,

:

00 Civ. 4846 (LMM) (RLE)

- against -

:

MEMORANDUM AND ORDER

T. RICKS, Superintendent of
Upstate Correctional Facility,

:

:

Respondent.

:

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McKENNA, D.J.

In a Report and Recommendation dated August 7, 2003, Magistrate Judge Ellis recommended that the above pro se petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 be denied. In an order dated September 11, 2003, the Court extended petitioner's time to object to the Report to October 31, 2003. Petitioner filed a timely objection, and additional supporting papers, including several in Spanish.¹ The Court has considered them all, those in Spanish with the assistance of a Spanish speaking person.


¹ The pro se submissions (six in number) are filed collectively under seal.

COPIES MAILED TO COUNSEL 14 DEC 2011

The Court, having consider the objection de novo, accepts the recommendation of Judge Ellis. 28 U.S.C. § 636(b)(1). The petition is denied, and dismissed.

SO ORDERED.

Dated: December 14, 2011

A handwritten signature in black ink, appearing to read 'Lawrence M. McKenna', is written over a horizontal line.

Lawrence M. McKenna
U.S.D.J.